

1 Hon. Benjamin H. Settle  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 HP TUNERS, LLC, a Nevada limited liability  
11 company,

12 Plaintiff,

13 vs.

14 KEVIN SYKES-BONNETT and SYKED  
15 ECU TUNING INCORPORATED, a  
Washington corporation,

16 Defendants.

17 No. 3:17-cv-05760 BHS

18 DEFENDANTS' NOTICE OF NON-  
OPPOSITION

19 Defendants Kevin Sykes-Bonnett and Syked ECU Tuning, Inc. (collectively "Syked  
20 Tuning") hereby respond to the Motion for Leave to Amend filed on March 29, 2018 (Dkt 26)  
21 by Plaintiff HP TUNERS, LLC ("HP Tuners").

22 This Court extended the deadline for filing amended pleadings and for adding parties to  
23 expire on March 30, 2018. HP Tuners filed its motion for leave to amend its Complaint to add  
24 John Martinson as a party to this matter on March 29, 2018.

25 The Motion filed by HP Tuners was filed before the expiration of this Court's deadline  
26 for adding parties. In addition, Fed. R. Civ. P. 15(a) provides that leave to amend should "be  
27 freely given when justice so requires."

28 Based on the foregoing, Syked Tuning hereby gives notice that it does not oppose entry  
29 of HP Tuners First Amended Complaint. However, Syked Tuning explicitly reserves all rights

1 to respond to HP Tuner's First Amended Complaint in any manner allowed under the Federal  
2 Rules, including pursuant to any one or more of Fed R. Civ. P. 12(b),(e), and (f).

3 WHEREFORE, Syked Tuning does not oppose entry of HP Tuners' First Amended  
4 Complaint with the express reservation of all rights to respond in any manner appropriate.

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6 DATED: April 9, 2018

LANE POWELL PC

7  
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13 Attorneys for Defendants Kevin Sykes-Bonnett  
14 and Syked ECU Tuning, Inc.

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2                   **CERTIFICATE OF SERVICE**  
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4                   I hereby certify that on the date indicated below I did personally serve the above  
5 document on the persons and in the manner indicated below. If the manner of service indicated  
6 below is by CM/ECF, the Clerk of the Court will send email notification to such persons.  
7

8                   **Attorneys for Plaintiff HP TUNERS, LLC**

- 9                    by CM/ECF  
10                   by Electronic Mail  
11                   by Facsimile Transmission  
12                   by First Class Mail  
13                   by Hand Delivery  
14                   by Overnight Delivery

15                  Stephen G. Leatham, WSBA No. 15572  
16                  Heurlin, Potter, Jahn, Leatham, Holtmann &  
17                  Stoker, P.S.  
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23                  **Attorneys for Plaintiff HP TUNERS, LLC**

- 24                   by CM/ECF  
25                   by Electronic Mail  
26                   by Facsimile Transmission  
27                   by First Class Mail  
28                   by Hand Delivery  
29                   by Overnight Delivery

30                  Andrew P. Bleiman (*pro hac vice* admitted)  
31                  Marks & Klein  
32                  1363 Shermer Road, Suite 318  
33                  Northbrook, IL 60062  
34                  Phone: (312) 206-5162  
35                  Email: andrew@marksklein.com

36                  Executed on April 9, 2018 at Seattle, Washington.

37                  LANE POWELL PC

38                  By s/Kathi Milner  
39                  Kathi Milner